

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

Richard G. Summers,

Plaintiff,

v.

County of Charleston and/or The Charleston
County Sheriff's Department, Deputy R. Stern,
Deputy M. Sharpe, Deputy H.E. Bohlander,

Defendants.

Civil Action No.: 2:10-cv-03291-RMG-BM

Exhibit K

CHARLESTON COUNTY SHERIFF'S OFFICE
3505 PINEHAVEN DRIVE • CHARLESTON HEIGHTS, S.C. 29405-7789 • (843) 554-4700

INCIDENT SUPPLEMENT

J. Al Cannon, Jr.

Sheriff

SC0100000	DISPATCH NUMBER	ORIGINAL CASE NUMBER	PAGE 1 OF 2 PAGES	NOV 2009	NOV 2009
ORIGINAL REPORT <input type="checkbox"/> TOPIFIES <input type="checkbox"/> ORIGINAL	SUPPLEMENTAL <input checked="" type="checkbox"/> REPORT CASE STATUS <input type="checkbox"/> CHANGE	ADDITIONAL <input type="checkbox"/> VICTIMS ADDITIONAL <input type="checkbox"/> OFFENDERS	ADDITIONAL <input type="checkbox"/> WITNESSES ADDITIONAL <input type="checkbox"/> SUBJECTS	ADDITIONAL <input type="checkbox"/> STOLEN PROPERTY ADDITIONAL <input type="checkbox"/> RECOVERED PROPERTY	

INCIDENT TYPE: SUSPICIOUS PERSON, ABWIK X 3, TASER DEPLOYED X 4, ARREST X 1.

INCIDENT LOCATION: FOLLY RD AND CAMP RD

DATE: 01/09/09

SUSPECT: SUMMERS, RICHARD GREGORY

(FOLLY RD AND CAMP RD) R/D WAS EN ROUTE TO A SUSPICIOUS PERSON CALL THAT DEP HANNA WAS OUT WITH. DEP HANNA STATED OVER THE NET, HE WAS IN A FOOT PURSUIT WITH THE SUSPECT AND THEN THE SUSPECT GOT INTO HIS VEHICLE AND STARTED TO WRECK INTO OTHER VEHICLES. R/D SHOWED UP ON SCENE SHORTLY THEREAFTER AND DEP HANNA WAS ABLE TO POINT OUT WHERE THE SUSPECT HAD FLED BEHIND THE BURGER KING ON FOLLY RD. R/D MADE CONTACT WITH THE SUSPECT BEHIND THE BURGER KING WHILE HE WAS STILL IN HIS BIG RIG. THE SUSPECT WAS STILL ACTIVELY TRYING TO GET AWAY AND WOULD NOT LISTEN TO ANY OF MY COMMANDS TO REMOVE HIMSELF FROM THE VEHICLE. THE SUSPECT'S VEHICLE WAS TOO BIG AND COULDN'T GET THROUGH THE DRIVE THRU. THE SUSPECT KEPT BACKING UP AND MOVING FORWARD SMASHING EVERYTHING HE HIT. THE SUSPECT THEN BACKED UP AGGRESSIVELY AND TRIED TO LEAVE THE SCENE BY GOING THRU THE FENCE AND ONTO THE NEXT PROPERTY WHICH WAS THE NECTAR BAR AND GRILL. THE SUSPECT STRUCK A DUMPSTER AND PUSHED IT THRU THE FENCE BUT THE VEHICLE AND DUMPSTER GOT CAUGHT UP AGAINST A CONCRETE BLOCK, PREVENTING THE SEMI FROM MOVING FORWARD. R/D AND DEP RUSSELL MADE AN ATTEMPT TO CALL THE SUSPECT OUT FROM THE VEHICLE BUT WAS UNABLE TO DO SO BECAUSE THE DUMPSTER'S FENCE HAD PREVENTED THE SUSPECT FROM OPENING HIS DOORS ALL THE WAY. R/D WAS ABLE TO MAKE MY WAY UP ANOTHER DUMPSTER AND THEN HAD TO JUMP ON THE ROOF OF THE SEMI SO I COULD MAKE AN ATTEMPT TO DETAIN THE SUSPECT. THE SUSPECT WAS STILL NOT LISTENING TO ME AND I PULLED OUT MY TASER AND PRESENTED IT, YELLING AT THE SUSPECT MULTIPLE TIMES TO PLACE HIS HANDS IN THE AIR AND TO START LISTENING TO THE OTHER DEPUTIES AND OFFICERS. THE SUSPECT HAD BEEN INFORMED MULTIPLE TIME THAT HE WOULD BE TASED, THE SUSPECT STILL DID NOT COMPLY AND THEN I TASED HIM. THE SUSPECT WAS STILL NOT COMPLYING WITH THE R/D WHEN HE WOULD NOT PLACE HIS HANDS BEHIND HIS BACK AND LET THE OFFICER WHO WAS IN THE CAB OF THE TRUCK DETAIN HIM. R/D ADVISED THE SUSPECT HE WOULD BE TASED AGAIN, HE DID NOT COMPLY AND WAS TASED AGAIN. THIS HAPPENED TWO MORE TIMES UNTIL THE R/D AND OFFICERS HAD TO FORCEFULLY TAKE THE SUSPECT DOWN AND PLACED HIM IN HANDCUFFS AND LEG SHACKLES. R/D THEN LEFT THE SCENE TO HELP OUT WITH A CITY OF CHARLESTON OFFICER WHO WAS IN DISTRESS AT THE BLUE WATER GAS STATION AT FOLLY RD AND PATTERSON DR. R/D RETURNED TO THE SCENE AFTER CITY WAS ABLE TO GAIN CONTROL AT THE GAS STATION.

TYPE (GROUP)	N/A	N/A	N/A	N/A	N/A	TOTAL VALUE	JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY
STOLEN							N/A
DAMAGED							
BURNED							
RECOVERED							
SEIZED							N/A
SUBJECT IDENTIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	SUBJECT IDENTIFIED <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> ADM. CLOSED	<input type="checkbox"/> ARRESTED UNDER 18	<input type="checkbox"/> EX-CLEAR UNDER 18			
NON FOR EXCEPTIONAL CLEARANCE: 1. <input type="checkbox"/> OFFENDER DEATH 2. <input type="checkbox"/> NO PROSECUTION 3. <input type="checkbox"/> EXTRADITION DENIED 4. <input type="checkbox"/> VICTIM DECLINES COOPERATION 5. <input type="checkbox"/> JUVENILE NO COUNTOY		<input type="checkbox"/> UNFOUNDED	<input checked="" type="checkbox"/> ARRESTED 18 AND OVER	<input type="checkbox"/> EX-CLEAR 18 AND OVER			
REPORTING OFFICER(S)	DATE	BADGE NUMBER	APPROVING OFFICER	DATE	BADGE NUMBER		
DEP H.E. BOHLANDER	01/10/09	10048	SGT R.E. MAUGANS	01/10/09	8588		
FOLLOW-UP INVESTIGATION <input type="checkbox"/> YES <input type="checkbox"/> NO							

0719 0130

0050-101 5/1/09

INCIDENT SUPPLEMENT

CHARLESTON COUNTY SHERIFF'S OFFICE
 3605 PINEHAVEN DRIVE * CHARLESTON HEIGHTS, S.C. 29405-7780 * (843) 654-4700

J. Al Cannon, Jr.

SC0100000	DISPATCH NUMBER	ORIGINAL CASE NUMBER	PAGE 2 OF 2 PAGES	NOO ENTRY	NOO	NOO
ORIGINAL REPORT	SUPPLEMENTAL REPORT	ADDITIONAL VICTIMS	ADDITIONAL WITNESSES	ADDITIONAL BYOLEN PROPERTY	ADDITIONAL BYOLEN PROPERTY	ADDITIONAL RECOVERED PROPERTY
MODIFIES ORIGINAL	CASE STATUS CHANGE	ADDITIONAL OFFENDERS	ADDITIONAL SUBJECTS			

R/D THEN HEARD OVER THE NET, DEPUTIES STERN AND SHARPE WERE IN A FOOT PURSUIT WITH THE SUSPECT BEHIND NECTAR BAR AND GRILL. R/D RAN BACK TO THEIR POSITION TO SEE THE DEPUTIES HAD TASED THE SUSPECT AGAIN AND HE WAS STILL ACTIVELY RESISTING THE OFFICERS. R/D AND DEPUTIES BROWN AND RILEY WERE ABLE TO SUBDUE THE SUSPECT BY RESTRAINING HIM TO A BACKBOARD. R/D ASSISTED EMS BY RIDING WITH THEM TO MUSC SO WE COULD GET THE SUSPECT CHECKED OUT. THE SUSPECT WAS CLEARED BY MUSC FOR HAVING ONLY SCRAPES AND SCRATCHES. R/D THEN PLACED THE SUSPECT INTO HANDCUFFS, CHECKED THEM FOR LOOSENESS, AND DOUBLE LOCKED THE HANDCUFFS. R/D THEN TRANSPORTED THE SUSPECT TO THE CHARLESTON COUNTY DETENTION CENTER AND LODGED AT THE SAME. R/D CHECKED THE PATROL VEHICLE FOR CONTRABAND BEFORE AND AFTER THE ARREST. NO CONTRABAND WAS FOUND. AFTER THE INCIDENT I PROVIDED SGT MAUGANS WITH MY TASER SO HE COULD DOWNLOAD ITS INFORMATION.

NARRATIVE

PROPERTY	TYPE (GROUP)	N/A	N/A	N/A	N/A	N/A	TOTAL VALUE	JURISDICTION OF THEFT LAW ENFORCEMENT AGENCY
	STOLEN							N/A
	DAMAGED							JURISDICTION OF RECOVERY LAW ENFORCEMENT AGENCY
	BURNED							N/A
ADMINISTRATIVE	RECOVERED							
	SEIZED							
	SUBJECT IDENTIFIED	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	SUBJECT IDENTIFIED	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	<input checked="" type="checkbox"/> ACTIVE <input type="checkbox"/> ADM. CLOSED	<input type="checkbox"/> ARRESTED UNDER 18	<input type="checkbox"/> EX-CLEAR UNDER 18	
	REASON FOR EXCEPTIONAL CLEARANCE:	1. <input type="checkbox"/> OFFENDER DEATH	2. <input type="checkbox"/> NO PROSECUTION	3. <input type="checkbox"/> EXTRADITION DENIED	4. <input type="checkbox"/> VICTIM DECLINES COOPERATION	5. <input type="checkbox"/> JUVENILE NO CUSTODY		
	REPORTING OFFICER(S)	DATE	BADGE NUMBER	APPROVING OFFICER	DATE	BADGE NUMBER		
	DEP H.E. BOHLANDER	01/10/09	10043	SGT R.E. MAUGANS	01/10/09	8538		
				FOLLOW-UP INVESTIGATION	<input type="checkbox"/> YES <input type="checkbox"/> NO			

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CCBO-101 8/1/09